

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MAGNEQUENCH INTERNATIONAL, INC.,)
Plaintiff,)
v.)
SONY CORPORATION, SONY CORPORATION) C.A. No. 04-135-GMS
OF AMERICA, SONY ELECTRONICS, INC.,)
ACER INC., ACER AMERICA CORPORATION,)
ASUSTEK COMPUTER INC., ASUS COMPUTER)
INTERNATIONAL INC., I/OMAGIC)
CORPORATION, IOMEGA CORPORATION, LG)
ELECTRONICS, INC., LG ELECTRONICS USA,)
INC., LG INNOTEK COMPANY, LTD., LG)
INNOTEK USA, INC., LITE-ON TECHNOLOGY)
CORPORATION, LITE-ON TECHNOLOGY)
INTERNATIONAL, INC., LITE-ON)
PERIPHERALS, INC., LITE-ON INFORMATION)
TECHNOLOGY CORPORATION, MEMOREX)
PRODUCTS (TAIWAN) LTD., MEMOREX)
PRODUCTS, INC., MICRO-STAR)
INTERNATIONAL COMPANY, LTD., MSI)
COMPUTER CORPORATION, MITSUMI)
ELECTRIC COMPANY, LTD., MITSUMI)
ELECTRONICS CORPORATION, TEAC)
CORPORATION, TEAC AMERICA, INC., AND)
VICTOR COMPANY OF JAPAN, LIMITED,)
Defendants.)
)

**STIPULATION AND [PROPOSED] ORDER DISMISSING THIS ACTION WITHOUT
PREJUDICE AS TO THE DEFENDANTS SONY CORPORATION, SONY
CORPORATION OF AMERICA AND SONY ELECTRONICS INC.**

IT IS HEREBY STIPULATED AND AGREED by and between plaintiff Magnequench International, Inc. ("Magnequench"), and defendants, SONY Corporation, SONY Corporation of America and SONY Electronics Inc., (collectively "SONY"), by and through their undersigned

counsel of record, that, pursuant to Rule 41 of the Federal Rules of Civil Procedure, this action be and hereby is dismissed in its entirety without prejudice as to SONY subject to the terms of the July 19, 2005 Settlement Agreement between Magnequench and SONY ("Settlement Agreement"), and that each party shall bear its own costs and expenses, including attorney fees, incurred in connection with this action. Magnequench's Complaint with regard to the other defendants remains in effect unless and until specifically dismissed.

STIPULATED AND AGREED TO:

Aug. 15, 2005

Aug. 15, 2005

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Attorneys for Plaintiff
Magnequench International, Inc.

Attorneys for Defendants
SONY Corporation, SONY Corporation of
America and SONY Electronics Inc.

Dated: _____

So Ordered: _____
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on August 16, 2005, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to the following:

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Additionally, I hereby certify that true and correct copies of the foregoing were caused to be served on August 16, 2005 upon the following individuals in the manner indicated:

BY HAND

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